

Board of Supervisors Agenda

Room 301, Hall of Records
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Chairman
Bob Waterston
5th District

Vice Chairman
Juan Arambula
3rd District

Vacant
1st District

Bart Bohn
County Admin. Officer

Susan B. Anderson
2nd District

Phillip S. Cronin
County Counsel

Judith G. Case
4th District

Shari Greenwood
Clerk

ACTION SUMMARY MINUTES

TUESDAY

MARCH 19, 2002

9:00 A.M.

PLEDGE OF ALLEGIANCE

Supervisor Waterston

1. Proclaim March 20, 2002, as Agricultural Day

ACAnW

APPROVED AS RECOMMENDED; ADOPTED RESOLUTION NO. 02-120

Supervisor Arambula

2. Proclaim March 17 through 23, 2002, as Safe Place Week

AAnCW

APPROVED AS RECOMMENDED; ADOPTED RESOLUTION NO. 02-121

3. **Morning Consent Agenda - Item Numbers 21-31**

(These matters are routine in nature, appear on colored pages, and are usually approved by a single vote. Prior to action by the Board, the public will be given the opportunity to comment on any Consent Item)

- Items to be removed from Consent Agenda for discussion
- Approval of Morning Consent Agenda
- Discussion/Action on Items removed from Consent Agenda

AnACW

APPROVED AS RECOMMENDED WITH THE EXCEPTION OF ITEM NOS. 25 AND 30 WHICH WERE PULLED FOR DISCUSSION AND A MODIFICATION TO ITEM NO. 24 DELETING THE ASSISTANT CLERK TO THE BOARD OF SUPERVISORS' POSITION FROM THE RECOMMENDED ACTION

CAnAW

CONTINUED ITEM NO. 25 TO APRIL 9, 2002

CAnAW

APPROVED ITEM NO. 30 AS RECOMMENDED

The Tuesday Board of Supervisors meeting is broadcast live on
Radio KFCF•FM 88.1 9:00 A.M. until Noon and 2:00 P.M. until 6:00 P.M.

Equal Employment Opportunity • Affirmative Action • Disabled Employer

Internet: www.fresno.ca.gov/0110/agenda.html

County Counsel

4. First hearing of proposed ordinance to amend the Fresno County Ordinance Code by amending Section 4.16.090 of Title 4 regarding the allocation of sales and use tax revenues between the County and the cities of Coalinga, Firebaugh and Reedley; set second hearing for April 9, 2002

CAnA W
(ab)

APPROVED AS RECOMMENDED; WAIVED READING OF ORDINANCE IN ITS ENTIRETY

Administrative Office

5. First hearing of proposed ordinance to amend the Master Schedule of Fees, Charges, and Recovered Costs by amending Subsection 3201 of Section 3200-Veterans' Services fees relating to Opening and Closing for Grave at Liberty Cemetery and adding Subsection 3202 to Section 3200-Veterans' Services fees relating to Opening and Closing for Cremation Grave at Liberty Cemetery; set second hearing for April 9, 2002

ACAnW

APPROVED AS RECOMMENDED; WAIVED READING OF ORDINANCE IN ITS ENTIRETY

6. **Board of Supervisors' Committee Reports** - Receive and provide direction (This item reserved for committee reports by members of the Board of Supervisors)

HELD

7. **Board Appointments:** (List attached in packet and posted on bulletin board outside of Board Chambers)

Selma Health Care District

CAAnW

WAIVED PROVISIONS OF GC SECTION 1780(a) and APPOINTED COURTNEY MOORE

Law Library Board of Trustees

REAPPOINTED KATHRYN HART

Tourism Committee

APPOINTED ROJELIO VASQUEZ

Fresno Westside Mosquito Abatement District

APPOINTED JIMMY ASHFORD

REAPPOINTED ROBERT FELKER

REAPPOINTED JACK JONES

AnACW

APPROVED APPOINTMENTS/REAPPOINTMENTS

8. **Closed Session** - Conference with Labor Negotiator (GC 59457.6): Agency Negotiator: Ralph Jimenez; Employee Organization: Unit 2 - Local 535

HELD

NOON RECESS

2:00 P.M.

Supervisor Waterston

9. Proclaim April 1 through 7, 2002, as Community Development Block Grant Week

ACAnW **APPROVED AS RECOMMENDED; ADOPTED RESOLUTION NO. 02-122**

10. **Afternoon Consent Agenda - Item Numbers 32-38**

(These matters are routine in nature, appear on colored pages, and are usually approved by a single vote. Prior to action by the Board, the public will be given the opportunity to comment on any Consent Item)

- Items to be removed from Consent Agenda for discussion
- Approval of Afternoon Consent Agenda
- Discussion/Action on Items removed from Consent Agenda

AnACW **APPROVED AS RECOMMENDED**

Administrative Office

11. Sequoia National Forest presentation of the draft Environmental Impact Statement for the Giant Sequoia National Monument

CAnAW **RECEIVED PRESENTATION; AUTHORIZED CHAIRMAN TO SEND LETTER TO SEQUOIA NATIONAL FOREST CONVEYING THE BOARD'S CONCERNS**

12. Adopt resolution establishing a Public Facilities Fee for development of Tract 4835 to mitigate transportation and circulation impacts

ACAnW **APPROVED AS RECOMMENDED**

13. First hearing of proposed ordinances to amend the Fresno County Ordinance Code by amending Sections 15.04.080 and 15.08.020 of Title 15 to allow deferred plan submittals for commercial and industrial projects and to amend the Master Schedule of Fees, Charges and Recovered Costs by creating a fee to recover costs of providing this service; set second hearing for April 9, 2002

CAAnW **APPROVED AS RECOMMENDED; WAIVED READING OF ORDINANCES IN THEIR ENTIRETY**

14. Adopt resolution authorizing partial cancellation of Agricultural Land Conservation Contract No. 7089 and authorize Chairman to execute certificates of tentative cancellation and completion

ACAnW **APPROVED AS RECOMMENDED**

15. Adopt resolution amending Agriculture and Land Use Element of Fresno County General Plan (GPA 487) as first General Plan Amendment of 2002 and approving related negative declaration and Amendment Application No. 3710 filed by Barrels Unlimited

CAnAW **APPROVED AS RECOMMENDED; ADOPTED ORDINANCE NO. R-417-3710**

16. Adopt resolution approving expansion of Sierra Foothills No. 1 Agricultural Preserve to allow for entry into new Agricultural Land Conservation Contract No. 8095

CAAnW

APPROVED AS RECOMMENDED

17. Adopt resolution authorizing simultaneous rescission of Agricultural Land Conservation Contracts No. 5576 and No. 7999 and entry into new ALCC No. 8095 and make necessary findings

CAnAW

APPROVED AS RECOMMENDED

18. Adopt resolution identifying Reasonably Available Control Measures as required by the Clean Air Act

ACAnW

APPROVED AS RECOMMENDED

19. First hearing of proposed ordinance to amend the Master Schedule of Fees, Charges and Recovered Costs by amending various Subsections and deleting Subsection 2587 of Section 2500, Development Services relating to Building Construction Permits and Land Development Permits and Processing; set second hearing for April 9, 2002 and create Green Ribbon Best Practices Committee to work with industry on development processes

AnCAW

APPROVED COST RECOVERY OF DEPARTMENTAL COST ONLY, 13.90% INCREASE FOR BUILDING & SAFETY FEES, 40.05% INCREASE FOR LAND USE FEES, \$269,233 NET COUNTY COST, \$125 FEE TO ENTER INTO AGRICULTURAL LAND CONSERVATION CONTRACTS (ALCC) AND \$2,245 FEE TO CANCEL ALCC'S; DIRECTED STAFF TO FAST TRACK CREATION OF GREEN RIBBON BEST PRACTICES COMMITTEE, PREPARE TIME AND MOTION STUDY TO IDENTIFY 100% RECOVERY COSTS AND REPORT BACK IN SIX MONTHS WITH STATUS OF PROGRESS; WAIVED READING OF ORDINANCE IN ITS ENTIRETY AND SET SECOND HEARING FOR APRIL 9, 2002

20. **Public Presentations** - (This portion of the meeting reserved for persons desiring to address the Board on any matter not on this agenda - Pursuant to Administrative Policy No. 29, presentations are limited to 5 minutes per person and no more than 15 minutes per topic)

HELD

ACAnW

ADJOURNED

NEXT MEETINGS:

April 9, 2002 - 9:00 A.M. - Board Meeting
 April 23, 2002 - 9:00 A.M. - Board Meeting

MORNING CONSENT AGENDA - Item Numbers 21-31

(Any Board Member may pull any consent item for discussion or separate vote)

AnACW

APPROVED AS RECOMMENDED WITH THE EXCEPTION OF ITEM NOS. 25 AND 30 WHICH WERE PULLED FOR DISCUSSION AND A MODIFICATION TO ITEM NO. 24 DELETING THE ASSISTANT CLERK TO THE BOARD OF SUPERVISORS' POSITION FROM THE RECOMMENDED ACTION

CAnAW

CONTINUED ITEM NO. 25 TO APRIL 9, 2002

CAnAW

APPROVED ITEM NO. 30 AS RECOMMENDED**Coroner-Public Administrator/Guardian**

21. Approve and authorize Chairman to execute agreement with Fred Walker, M.D. for specified forensic pathology services (\$80,000 maximum) (4/5 vote)

District Attorney

22. Approve and authorize Chairman to execute amendment to agreement with Office of Criminal Justice Planning for Elder Abuse Vertical Prosecution Program funds (\$120,000)
23. Adopt resolution increasing FY 2001-02 District Attorney-Special Remedies/ Training Budget in amount of \$79,062 for Deputy District Attorney position (4/5 vote)

Administrative Office

24. **Salary Resolution Amendments:** (Copy of amendments attached in Supervisors' Agenda Packet, on file with the Clerk to the Board, and posted on the bulletin board outside the Board Chambers)
25. Approve Addendum to Memoranda of Understanding for Representation Unit 22 regarding Agency Shop
26. Approve Budget Transfer No. 74 in amount of \$88,200 for the Probation Department to purchase vehicles for the STOP program and adopt related resolution increasing FY 2001-02 Fleet Services Organization ISF for the purchase of the vehicles (4/5 vote)
27. Authorize submittal of grant application in amount of \$90,317.27 to U.S. Department of Justice, Office of Justice Programs for offsetting costs of the purchase of 148 bulletproof vests for the Probation and Sheriff departments
28. Second hearing of proposed ordinance to amend the Master Schedule of Fees, Charges and Recovered Costs Ordinance by amending Subsection 3801 of Section 3800 relating to Parking Violation Fines and adding Subsection 3802 of Section 3800 relating to Public Parking Fees for event parking
29. Approve amendment to In-Home Supportive Services Advisory Committee Bylaws
30. Adopt resolutions approving and authorizing Chairman to execute three year plan and application for Child Abuse Prevention, Intervention and Treatment and Community -Based Family Resource and Support Programs, recognizing the Fresno Council on Child Abuse Prevention in their efforts to prevent child abuse and designating the Human Resources Advisory Board to administer the Children's Trust Fund

31. **Agreements - Approve and Authorize Chairman to Execute:**
- a. Renewal agreement with the Deaf and Hard of Hearing Service Center, Inc. for sign language interpreting and translation services (\$26,929)
 - b. Agreement with Shaver Lake Civic League to design and develop boat launching and parking facilities and adopt related resolution increasing FY 2001-02 Capital Improvements - Grants Budget in amount of \$720,000 (4/5 vote)
 - c. Agreements for defense counsel to appear and defend with Reservation of Rights: Robert Lee Kandarian, Sergeant; Victor G. Wisemer, Sergeant; James C. Lyman, Deputy III; John J. Zanoni, Deputy III; John M. Robinson, Deputy III; and Cliff Downing, Deputy Probation Officer IV; as named in U.S. District Court Eastern District of CA Court Case No.: CIV-01-5437 REC LJO - May Yang, et al. v County of Fresno, et al.
 - d. Agreement with Valley Dental, Inc. for dental services for Children's Dental Programs (\$148,190)

AFTERNOON CONSENT AGENDA - Item Numbers 32-38
 (Any Board Member may pull any consent item for discussion or separate vote)

AnACW

APPROVED AS RECOMMENDED

Administrative Office

32. Contract No. 01-12-C, County and Maintenance Asphalt Concrete Overlays on Various Roads - award to low bidder, David A. Bush Inc./ Construction Development Systems, in amount of \$4,892,600.22 including base bid and three additive bids (Engineer's Estimate \$5,508,103.88)
33. Contract No. 01-14-C, Bituminous Seal Coats, Various Locations - award to low bidder, Franklin Construction, Inc., in amount of \$2,163,462 including base bid and thirteen additive bids (Engineer's Estimate \$2,705,185)
34. Approve selection of Berryman & Henigar, to provide engineering services for development and compliance with Governmental Accounting Standards Board Statement No. 34, and authorize staff to negotiate agreement
35. Contract No. 01-20-C, Pavement Milling, on various roads - adopt plans and specifications and authorize Director of Public Works to advertise for bids and set bid opening
36. Tract No. 4907 - release Labor and Materials Security posted (\$195,582) and Performance and Maintenance Security posted (\$395,385) to guarantee construction and maintenance of improvements
37. Tract No. 4834 - release Labor and Materials Security posted (\$25,151) and Performance and Maintenance Security posted (\$63,065) to guarantee construction and maintenance of improvements
38. **Agreements - Approve and Authorize Chairman to Execute:**
 - a. Agreement with I-5 Business Development Corridor, Inc. for a Survey of Available Industrial and Commercial Land and Buildings (\$16,896)
 - b. Agreements with Lawrence-Nye-Andersen Associates and Teter Consultants, LLP for electrical, mechanical and structural engineering services to assist Department of Public Works in developing various Capital and Road Improvement Projects
 - c. Agreement with City of Reedley to place an asphalt concrete overlay on Reed Avenue from Parlier to South Avenues and on Kings River Road from Huntsman to Dinuba Avenues
 - d. Amendment to agreement with Housing Authority for Homeownership Training

END OF CONSENT